

TOWN COUNCIL MEETING - WEDNESDAY EVENING - APRIL 16, 2008

PRESENT: Marshall, Cordeiro, Barboza and Herreshoff

ALSO PRESENT: Diane C. Mederos, Town Administrator
Michael A. Ursillo, Esq., Town Solicitor
Marshall J. Netto, Town Sergeant

ABSENT: Parella

It is hereby noted for the record that Councilwoman Parella was absent due to a family emergency.

The Council met in regular session on Wednesday evening, April 16, 2008 in the Town Hall, Council Chambers, beginning at 7:06 o'clock PM, Council Chairman Marshall presiding:

Prior to the commencement of this evening's regular agenda, the Council considered the following:

Council Chairman Marshall noted the arrival of two new businesses in Town Schryver Publications, Inc., and Olympic Physical Therapy.

Special Presentation - Hall Spars/Enterprise Zone

J. Alan Crisman, representing the Mt. Hope Enterprise Zone presented a check in the amount of \$21,280 as partial repayment of an economic development loan provided to Hall Spars, Inc. Mr. Crisman noted that this loan was part of a collaborative effort undertaken several years ago in order to keep this manufacturer from relocation out of town.

Councilman Cordeiro, as Councilman and Enterprise Zone Chairman accepted the check on behalf of the Town and thanked both Mr. Crisman and the Hall organization for their good works.

Commendations - Kickemuit Wildcats Cheerleaders,
RI State Cheerleading Champions 2008

The Council presented certificates of commendation to the membership of the Kickemuit Wildcats Cheerleaders. Lisa Lamper - Assistant Coach, representing the group, introduced those present and thanked the Council on their behalf.

Councilman Barboza noted for the record that the Bristol Pastime Theatre organization's event "Bossa Nova by the Bay" held last week was a great success.

Nancy Dobie, representing the Ocean Tides Senior Games, informed the Council of the upcoming senior citizen games

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that will be held in Bristol and other places in Rhode Island during the period from May 24 until June 2, 2008. She noted that participants will attend from all over New England.

MOTION RE: CONSENT AGENDA - TO APPROVE THE CONSENT AGENDA

Cordeiro/Herreshoff - Voted
unanimously to approve the Consent
Agenda as presented.

A. SUBMISSION OF MINUTES OF PREVIOUS MEETING(S)

1. Town Council Meeting - March 26, 2008

Barboza/Cordeiro - Voted
unanimously to approve these
minutes as prepared and presented.

2. Town Council Special Meeting - April 9, 2008

Barboza/Cordeiro - Voted
unanimously to approve these
minutes as prepared and presented.

3. Town Council Budget Workshop - March 17, 2008

Barboza/Cordeiro - Voted
unanimously to approve these
minutes as prepared and presented.

4. Town Council Budget Workshop - March 18, 2008

Barboza/Cordeiro - Voted
unanimously to approve these
minutes as prepared and presented.

5. Town Council Budget Workshop - March 19, 2008

Barboza/Cordeiro - Voted
unanimously to approve these
minutes as prepared and presented.

(CA) AA. SUBMISSION OF MINUTES-Boards and Commissions

**Approval of consent agenda="Motion to receive and place
these items on file."**

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1. North and East Burial Ground Commission -
January 28, 2008
2. Bristol Housing Authority - February 14, 2008
3. Bristol Warren Regional School Committee -
February 25, 2008
4. Bristol Warren Regional School Committee -
Workshop, March 10, 2008
5. Harbor Commission - March 21, 2008
6. Historic District Commission - February 28,
2008
7. Historic District Commission - March 6, 2008
8. Zoning Board of Review - March 3, 2008
9. Bristol County Water Authority/Board of
Directors - March 12, 2008
10. Bristol County Water Authority/Public
Relations/Personnel Committee - April 2, 2008
11. Bristol County Water Authority/Engineering
Committee - April 2, 2008
12. Bristol County Water Authority/Audit Finance
Committee - April 2, 2008

B. OLD BUSINESS

1. Council Clerk Cirillo re removal of handicap
parking space - 224 Wood Street, **2nd Reading**

Cordeiro/Barboza - Voted
unanimously to consider this action
to be the second reading for
approval. Notify the Public Works
Department.

2. Sen. David E. Bates re resolution opposing
2008-S 2668

Barboza/Herreshoff - Voted
unanimously to receive and place
this matter on file.

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3. Sen. Charles J. Levesque re S 2668 "Economic Growth and Fairness Act of 2008"

Barboza/Herreshoff - Voted
unanimously to receive and place
this matter on file.

4. Gerry Turbeville, CDBG Program Manager re
Block Grant for FY 2008

- a. Community Development Block Grant
projects and programs
- b. Resolution re authorization for Town
Administrator Mederos to file CDBG
application

Barboza/Cordeiro - Voted
unanimously to approve the CDBG
projects and programs in the
priority as presented and to adopt
the Resolution as presented.

Prior to the vote taken, Councilman Herreshoff thanked Ms. Turbeville for including the Council's idea for a heating-assistance initiative in this grant proposal.

5. Council Clerk Cirillo re Donation - Battery C

- a. (Susan Guadalupe) Family Readiness Group
of C-Battery 1/103rd Field Artillery -
request donation for Homecoming Event,
October 25, 2008

Cordeiro/Herreshoff - Voted
unanimously to ratify the Council's
earlier intention to provide a
donation of \$500 to the "Battery C"
fundraiser, appropriating this
amount from the Council Contingency
and to refer the matter of the
Homecoming Event to the meeting of
July 9, 2008.

Prior to the vote taken, Ms. Guadalupe explained that contrary to what may have been previously reported, the members of "Battery C" have internet service available. She explained, however, that the soldiers are in need of gift cards and calling cards that may not exceed \$25 each and that these might be used to purchase necessary items. It

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was also noted that Ms. Guadalupe's "official" group is working in concert with those who have organized the April 26 fundraiser at St. Mary of the Bay in Warren.

Ms. Guadalupe also informed the Council of an upcoming "welcome home" event planned for October 25, 2008; this event costing approximately \$25,000. She asked the Council to consider making a contribution in the amount of \$1,000.

Councilman Barboza noted that this event will take place in the upcoming fiscal year and might be better considered after the Council adopts its final budget. Ms. Guadalupe stated that the Council need not make a final decision at the present time and would appreciate further consideration of the matter in July.

6. Michael A. Ursillo, Esq., Town Solicitor re Coastal Resource Management Council proposed rule changes

Barboza/Cordeiro - Voted
unanimously to receive and place
this matter on file.

7. Council Clerk Cirillo re Mt. Hope Enterprise Zone Resolution

Herreshoff/Cordeiro - Voted
unanimously to forward this
resolution to the Honorable Town
Council of the Town of Warren and
solicit support for same.

BB. SPECIAL /STATUS REPORTS

1. Mount Hope Enterprise Zone Council - summary of accomplishments, March 2008

Barboza/Cordeiro - Voted
unanimously to receive and place
this matter on file.

2. Harbormaster Cabral - Department Report, April 11, 2008

Barboza/Cordeiro - Voted
unanimously to receive and place
this matter on file.

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C. PUBLIC HEARINGS

1. Ordinance #2007-43, CHAPTER 8, Boats, Docks and Waterways, Article II, Harbor Regulations, Section 8-57 through 8-67, **2nd reading for adoption, (continued from March 26, 2008)**
 - a. Council Clerk Cirillo re proposed ordinance changes by Harbormaster Cabral

Barboza/Cordeiro - Voted unanimously to close the public hearing.

Barboza/Herreshoff - Voted unanimously to adopt Ordinance #2007-43, as amended per the Clerk's memorandum. Advertise in local newspaper.

Prior to the votes taken, the Chairman noted that this was the continuation of a public hearing and asked to hear from those in favor or in opposition.

There was no remonstrance presented on either side.

2. Harbor Management Plan Update, Mooring Management, Section 2 Issues, **continued from March 26, 2008**

Barboza/Cordeiro - Voted unanimously to update the Harbor Management Plan in accordance with the revisions to the Harbor Ordinance as noted above.

D. ORDINANCES

1. Ordinance #2007-43, CHAPTER 8, Boats, Docks and Waterways, Article II, Harbor Regulations, Section 8-57 through 8-67, **2nd reading for adoption, (continued from March 26, 2008)**

It is hereby noted for the record that this matter was resolved as part of agenda item C1.

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2. Ordinance #2008-03, CHAPTER 16, Motor Vehicles and Traffic, Article I, In General, Section 16-45, Informal Procedure for Payment of Parking Fines, (c) Schedule of violations, **1st reading**

Barboza/Herreshoff - Voted unanimously to consider this action to constitute the 1st Reading of Ordinance #2008-03. Advertise in local newspaper.

3. Ordinance #2008-04, Chapter 17, Offenses and Miscellaneous Provisions, Article II, Alcoholic Beverage Establishments, Division 2. License, Section 17-82 Number of Licenses, **1st reading**

Herreshoff/Barboza - Voted unanimously to continue this matter until the meeting of May 7, 2008

Prior to the vote taken, it was noted for the record that neither the applicant (re agenda item G 1) nor his attorney were present at this evening's meeting.

(CA) E. BUDGET ADJUSTMENTS

Approval of consent agenda="Motion to approve these adjustments."

1. Tax Assessor Spagnolo - Recommended Abatements and Additions

(CA) F. APPOINTMENTS

Approval of consent agenda="Motion to approve advertising these Appointments."

1. Public Service Appointments
 - a. Police Pension Fund - Board of Trustees (2) (term to expire 4/2011 & unexpired term to expire 4/2009)
 1. Denise Asciola, 50 Brookfarm Drive - interest/appointment

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Councilman Barboza nominated Ms. Asciola for appointment to the term to expire in April 2011.

Barboza/Cordeiro - Voted
unanimously to close nominations
and to instruct the Clerk to cast
one ballot in favor of Ms. Asciola,
term to expire in April 2011.

b. Redevelopment Agency - Alternate Member
(term to expire 2010)

1. Michael A. DeMello, 856 Hope Street
- interest/appointment

Barboza/Herreshoff - Voted
unanimously to continue this matter
until the meeting of May 7, 2008.

It is hereby noted for the record that Mr. DeMello will be scheduled for an interview for this and other positions available.

c. Christmas Festival Committee

1. Michael A. DeMello, 856 Hope Street
- interest/appointment

Councilman Barboza nominated Mr. DeMello for appointment.

Barboza/Herreshoff - Voted
unanimously to close nominations
and to instruct the Clerk to cast
one ballot in favor of Mr. DeMello,
term to expire in October, 2008.

d. Assistant Harbor Master (term to expire
1/2009)

1. Sean R. Sullivan, 3 San Jose Drive
- interest/appointment

dd. Recommendation - Harbormaster

Councilman Barboza nominated Mr. Sullivan for appointment.

Barboza/Herreshoff - Voted
unanimously to close nominations
and to instruct the Clerk to cast
one ballot in favor of Mr.

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Sullivan, term to expire in
January, 2009.

e. Personnel Board

1. Rhonda Nunes - resignation
2. Linda C. Arruda, 159 High Street -
resignation

Herreshoff/Cordeiro - Voted
unanimously to accept the aforesaid
resignations with regret and to
instruct the Clerk to send letters
of thanks for service to Ms. Nunes
and Ms. Arruda.

G. LICENSING BOARD - NEW PETITIONS

1. Louis A. Sousa, Esquire for James W. Roiter,
Manager, Belvedere Grille, LLC - request for
Class BV Intoxicating Beverage License at 423
Hope Street
 - a. Louis A. Sousa, Esquire, Lisa & Sousa,
Ltd re liquor license ordinance
amendment relating to Hotel Belvedere

Herreshoff/Barboza - Voted
unanimously to continue this matter
until the meeting of May 7, 2008

Prior to the vote taken, it was noted for the record that
neither the applicant (re agenda item G 1) nor his attorney
were present at this evening's meeting.

Councilman Cordeiro noted for the record that he was not
generally in favor of granting a full Class B license for
this petitioner.

2. Michael Cavalieri, d/b/a Wood Street Pizza,
366 Wood Street - request for Sidewalk Use
License
 - a. Recommendation - Town Administrator and
Acting Police Chief

Barboza/Herreshoff - Voted
unanimously to grant this petition
based upon the recommendations

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received and subject to conformance to all laws and ordinances, demonstration of adequate insurance coverage indemnifying the Town, and payment of all fees, taxes and levies.

3. Michael Cavalieri, d/b/a Wood Street Pizza, 366 Wood Street - request for Victualling License
 - a. Recommendation - Town Administrator and Acting Police Chief

Barboza/Herreshoff - Voted unanimously to grant this license based upon the recommendations received, subject to conformance to all laws and ordinances and payment of all fees, taxes and levies.

4. Robert M. Shaheen, d/b/a R&S Restaurants, 76 State Street - request for BV Limited Intoxicating Beverage License
 - a. Recommendation - Acting Police Chief

Barboza/Cordeiro - Voted unanimously to continue this matter until the regular meeting of May 7, 2008.

Prior to the vote taken it was noted for the record that the applicant is not a resident of Rhode Island with the applicant explaining that he is seeking corporate status for his business and would therefore qualify to hold an intoxicating beverage license.

A discussion ensued regarding the applicant's need to bring forward a floor plan, etc. with the applicant agreeing to do so. It was also noted that the building would have to comply with fire and building codes.

The applicant also informed the Council that he would like to open his establishment prior to July 4, 2008.

5. Robert M. Shaheen, d/b/a R&S Restaurants, 76 State Street - request for Victualling License

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- a. Recommendation - Town Administrator and Acting Police Chief

Barboza/Cordeiro - Voted unanimously to continue this matter until the regular meeting of May 7, 2008.

6. Manuel J. Rego, d/b/a Vans Spa, 359 Wood Street - request for Sidewalk Use License

- a. Recommendation - Town Administrator and Acting Police Chief

Barboza/Herreshoff - Voted unanimously to grant this petition based upon the recommendations received and subject to conformance to all laws and ordinances, demonstration of adequate insurance coverage indemnifying the Town, and payment of all fees, taxes and levies.

7. Keneaca & Sandra Richardson, d/b/a True Friends Productions, 67 Ruggles Street, Providence - request for Hawkers and Peddlers License

- a. Recommendation - Town Administrator and Acting Police Chief

Herreshoff/Cordeiro - Voted unanimously to continue this matter until the regular meeting of May 7, 2008.

Prior to the vote taken, a discussion ensued regarding the stipulations of the Hawkers and Peddlers License which requires that the holder of this license must dispense his wares while remaining mobile and must be "hailed" by a customer.

Councilman Barboza expressed concern that the petitioner might be dispensing his wares holding same in a shopping cart and that the Council might not wish to license this sort of activity especially if there were many applicants seeking to vend their wares similarly.

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8. Michael Ferreira, d/b/a Gillary's Tavern, 198 Thames Street - request for One-Day Sunday Dancing and Entertainment License for April 27, 2008

- a. Recommendation - Town Administrator and Acting Police Chief

Barboza/Cordeiro - Voted unanimously to grant this license based upon the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, taxes and levies.

9. Michael Ferreira, d/b/a Gillary's Tavern, 198 Thames Street - request for One-Day Sunday Dancing and Entertainment License for May 25, 2008

- a. Recommendation - Town Administrator and Acting Police Chief

Barboza/Cordeiro - Voted unanimously to grant this license based upon the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, taxes and levies.

10. Marie Mauricio, St. Elizabeth's Church/Holy Ghost, 577 Wood Street - request for One-Day Dancing and Entertainment License for May 9, 10 & 11, 2008

Cordeiro/Barboza - Voted unanimously to grant this license subject to past practice in terms of hours and method of operation and further subject to conformance to all laws and ordinances and payment of all taxes, fees and levies.

Prior to the vote taken, Town Administrator Mederos noted that the various feast committees were working closely with Town agencies in order to prevent neighborhood complaints,

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etc. She further reported that last year's events ran more smoothly than in years past.

11. Sandy Almeida, St. Elizabeth's Church/Holy Trinity, 577 Wood Street - request for One-Day Dancing and Entertainment License for May 16, 17 & 18, 2008

Cordeiro/Barboza - Voted unanimously to grant this license subject to past practice in terms of hours and method of operation and further subject to conformance to all laws and ordinances and payment of all taxes, fees and levies.

12. Antonio F. Avila, St. Elizabeth Church/Santo Cristo Committee, 577 Wood Street - request for One-Day Dancing and Entertainment License for May 23, 24 & 25, 2008

Cordeiro/Barboza - Voted unanimously to grant this license subject to past practice in terms of hours and method of operation and further subject to conformance to all laws and ordinances and payment of all taxes, fees and levies.

H. LICENSING BOARD - RENEWALS

1. Dog Kennel License Renewals for 2008-2009
 - a. Recommendation - Town Administrator and Acting Police Chief

Cordeiro/Herreshoff - Voted unanimously to grant renewal of these licenses based upon the recommendations received and subject to conformance to all laws and ordinances and payment of all fees, taxes and levies.

(CA) I. UTILITY PETITIONS

Approval of consent agenda="Motion to approve these petitions."

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1. Road Cut Permits - DPW
2. Sewer Permits - WPCF

J. PETITIONS - OTHER

1. Luis DaSilva, 113 Union Street - request curb cut
 - a. Recommendation - Town Administrator and Director of Public Works

Barboza/Herreshoff - Voted unanimously to grant subject petition based upon the recommendations received provided that all cost is borne by the petitioner.

2. Audrey Kendig for Daniel Kendig, 26½ Roma Street - request for handicap parking space, **1st reading**
 - a. Recommendation - Acting Police Chief
 - b. Recommendation - Director of Public Works

Barboza/Cordeiro - Voted unanimously to continue this matter until the meeting of May 7, 2008.

Prior to the vote taken, Town Administrator Mederos informed the Council that this matter warranted further study and she suggested a continuance.

3. Robert W. Mello, Jr., 40 Loring Road - request for reimbursement of damages to automobile

Barboza/Herreshoff - Voted unanimously to refer this matter to the Insurance Committee.

4. Maria Carreiro, d/b/a Golden Shears, 513 Wood Street - request for permission to install sign-awning over Town Property

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Herreshoff/Barboza - Voted
unanimously to grant this petition
subject to the petitioner's
demonstration of adequate insurance
coverage indemnifying the Town.

5. Sandra Tolley, Chair, First Congregational Church Fund Raising Event - request to hold "Art on the Fence" on the corner of Bradford and High Streets, August 23, 2008 (rain date August 30, 2008)

- a. Recommendation - Town Administrator and Acting Police Chief

Cordeiro/Herreshoff - Voted
unanimously to grant this petition
per the recommendations received.

6. Albert P. Quito, d/b/a Quito's Shellfish Restaurant, 411 Thames Street - request use of Town property for storage container

- a. Recommendation - Director of Parks and Recreation

- b. Albert P. Quito, d/b/a Quito's Shellfish Restaurant, 411 Thames Street - revised petition

- (LATE ITEM)
- c. Recommendation - Principal Planner/Zoning officer

Herreshoff/Cordeiro - Voted
unanimously to extend the privilege
of the location of subject storage
container until November 1, 2008
provided that the petitioner makes
suitable arrangements to safely
relocate same should the threat of
a hurricane arise, and require that
the adjacent "dumpster" must be
suitably screened from view.

Prior to the vote taken, Mr. Quito informed the Council that he is considering an addition to his building as an alternative to the storage container but would prefer to keep the container should the Council allow him to do so.

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Council Chairman Marshall stated that the Council would not likely allow the container to remain in consideration of the hazard posed by hurricanes. He did, however, state that the Town might consider a temporary arrangement.

Town Solicitor Ursillo stated that the Council should provide a date-certain for any temporary arrangement and noted that Mr. Tanner recommends June 1, 2008 in his memorandum to the Council.

Mr. Quito informed the Council that any permanent solution would require more time than the cut-off date suggested by Mr. Tanner.

Councilman Herreshoff suggested a deadline of November 1, 2008.

A discussion ensued concerning the possible screening of the storage container through the use of a "quality fence" as suggested by Parks and Recreation Director Burke with the Council determining that this suggestion has no merit in consideration of the safety issues.

Director of Community Development Williamson suggested that the Council might consider requiring that the storage container should be removed were there to be a serious hurricane threat.

It was noted for the record that the "dumpster" container company typically removes their containers routinely in hurricane threats.

Councilman Herreshoff asked Mr. Quito if he would be willing to assure that both containers should be moved in the event of a hurricane threat with Mr. Quito responding affirmatively.

7. Robert Cole, Chairman, Church Council, First Congregational Church, 281 High Street - request for two (2) handicap parking spaces, **1st reading**

- a. Recommendation - Director of Public Works

(LATE ITEM) b. Recommendation - Town Administrator and Acting Police Chief

Cordeiro/Herreshoff - Voted
unanimously to consider this action

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to be the first reading of subject request and to continue this matter until the meeting of May 7, 2008 for a second reading for adoption.

8. Cliff Conley, 122 Hopeworth Avenue - request for 4-Way Stop on Hopeworth Avenue at Wendy Drive and Berry Lane intersection
 - a. Recommendation - Town Administrator and Acting Police Chief

Barboza/Cordeiro - Voted unanimously to refer this matter to the Stop Sign Committee.

K. OTHER NEW BUSINESS REQUIRING TOWN COUNCIL ACTION

1. Stephen R. Archambault, Smithfield Town Council - resolution re alternate methods of advertising Town Matters

Herreshoff/Barboza - Voted unanimously to receive and place this matter on file.

2. Erika Jung, Democracy Matters - request opportunity to address Council re Public Financing of Elections Act

Barboza/Cordeiro - Voted unanimously to receive and place this matter on file.

Prior to the vote taken, representatives from Democracy Matters made a presentation to the Council outlining their plan for publicly-funded election campaigns.

Councilman Barboza noted that such a plan did not seem at all practical in light of the State's financial woes.

Town Solicitor Ursillo noted that the representatives of Democracy Matters were likely present so as to enlighten the Council with their ideas and recommended that the Council take this matter under advisement.

3. Kathleen Viera Beaudoin, Town Clerk, Town of Portsmouth - request for support of resolution re An Act Relating to Labor Relations - Collective Bargaining

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Cordeiro/Barboza - Voted
unanimously to support this
measure.

4. Michael A. Ursillo, Esq., Town Solicitor -
resolution supporting legislative amendments
to protect Rhode Island cities and towns and
their public officials/employees

Herreshoff/Barboza - Voted
unanimously to adopt the resolution
as provided.

Prior to the vote taken, Town Solicitor Ursillo reported
that this measure was undertaken at the request of the
Interlocal Trust and that he recommended passage of same.

5. Jeffrey Steadman, Chairman, North and East
Burial Grounds Cemetery Commission re
approval of Rules and Regulations
 - a. Rules and Regulations re North and East
Burial Grounds Cemetery Commission

Herreshoff/Barboza - Voted
unanimously to adopt these rules
and regulations as proposed by the
Commissioners of the Cemeteries.

Prior to the vote taken, Town Solicitor Ursillo explained
that these rules and regulations were not unlike those used
in other communities and that his office was involved in
their development along with the Commissioners of the
Cemeteries and the Cemetery Superintendent.

6. Robert Holt, Chairman, Keep Bristol Clean -
invitation to attend luncheon following
Annual Town-Wide Spring Cleanup on April 26,
2008 (raindate May 3, 2008)

Cordeiro/Herreshoff - Voted
unanimously to receive and place
this matter on file.

7. Lynn DePasquale, Head Coach, KMS Cheerleading
re request donation for championship jackets

Cordeiro/Herreshoff - Voted
unanimously to appropriate \$300

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from the Council Contingency
Account for this purpose.

Prior to the vote taken, Town Administrator Mederos noted that she would provide another \$100 from her contingency.

8. Town Administrator Mederos re reinstatement of Bradford Street closing

Herreshoff/Cordeiro - Voted unanimously to agree to this request in principle but to request further information from the School Department concerning hours of closure.

Prior to the vote taken, Councilman Barboza noted that the former Council action to close Bradford Street during school hours was undertaken based upon the School Department's inability to guarantee that children would be adequately supervised when crossing the street during school days. He asked to know if this was still the case.

Councilman Herreshoff stated that it was "regrettable" to close the street but he was concerned that the safety of the children might not be guaranteed.

9. (Victoria White, Chairman) Substance Abuse Prevention Task Force re special appropriation

Barboza/Cordeiro - Voted unanimously to appropriate \$10,000 from unallocated surplus for this purpose.

Prior to the vote taken, a discussion ensued regarding the Task Force's funds and whether or not these were necessary to fulfill the requirement of matching funds.

Ms. White noted that her group would like to receive \$38,000 but would accept \$10,000 for the time being in order to fund activities through the "prom season."

A lengthy discussion ensued regarding community collaborations.

A further discussion ensued regarding the re-appropriation of unexpended funds with Town Treasurer Day noting that this

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is a common practice for all departments. He noted that unexpended funds revert to the General Fund.

Councilman Herreshoff noted that it was "logical" to re-appropriate \$10,000 from unallocated surplus since the unexpended funds were placed in the surplus account.

Ms. White stated that she was dissatisfied that her Task Force might be "penalized" for not spending its own funds. She noted that the amount of the re-appropriation was in excess of \$38,000 with Council Chairman Marshall suggesting that the Substance Abuse Prevention Task Force might accept the \$10,000 "for now" and the Council will revisit the matter at a later date.

Town Treasurer Day agreed that the amount of "matching funds" should be adequately researched since there have been expenses "in kind" relating to this account.

10. Director of Community Development Williamson
- request for Executive Session pursuant to
RIGL 42-46-5(a)(5) property acquisition

It is hereby noted for the record that this matter was taken-up at the conclusion of the public agenda.

11. Lisa Schryver, Schryver Publications, Inc.,
30 Bradford Street - Open House Invitation,
April 24, 2008

Barboza/Cordeiro - Voted
unanimously to receive and place
this matter on file.

L. BILLS & EXPENDITURES

1. Bid # 656 - Public Restroom Renovations

Barboza/Cordeiro - Voted
unanimously to refer this matter to
the Town Administrator and Parks
and Recreation Director to act in
the best interest of the Town.

Prior to the vote taken, the Clerk read the bids received as follows:

Chirico Construction of Warwick - \$82,670
F.C.C., Inc. of Bristol - \$67,450
Kurbiec Construction of Seekonk, MA - \$71,093

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(CA) M. ROUTINE REPORTS

(CA) N. FINANCIAL REPORTS

Approval of consent agenda="Motion to receive and place this item on file."

1. Town Treasurer Day - Revenue and Expenditure Statement - April 11, 2008

P. PROCLAMATIONS & CITATIONS

(LATE ITEM)1. Resolution - 4th of July Celebration 2008

Herreshoff/Cordeiro - Voted unanimously to adopt this resolution as prepared and presented.

Prior to the vote taken, the Clerk noted for the record that although this matter appears as a late item, it was duly advertised in accordance with the provisions of the State statute.

(CA) R. DISTRIBUTIONS/COMMUNICATIONS (to be received and filed by Council)

Approval of consent agenda="Motion to receive and place these items on file."

1. Brian Harrington, Sr. Environmental Scientist, CRMC re Cease and Desist Order for alterations at Plat 121, Lot 180, 10 Slocum Street
2. Brian Harrington, Sr. Environmental Scientist, CRMC re Cease and Desist Order for alterations at Plat 121, Lot 159, 9 Slocum Street
3. Resolution re Loan to Bristol Warren Regional School District - Colt School Project
4. Resolution re Senate Bill 2668
5. Sheldon Whitehouse, United States Senator - resolution re long-term health care for veterans.

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6. Stephen R. Archambault, President, Smithfield Town Council - resolution re global warming
7. Warrant - Jerome A. Squatrito, Alternate Member to Board of Canvassers
8. Warrant - Jerome A Squatrito, Planning Board
9. Warrant - Warren Rensehausen, Auxiliary Member to Recreation Board
10. Warrant - Diana Campbell, Ex-Officio Member to Recreation Board
11. Warrant - Fred DaSilva, Auxiliary Member to Recreation Board
12. Warrant - Nancy A. Horne, Recreation Board
13. W. Michael Sullivan, Director, DEM - appointment of Samual C. Kinder as Official Tree Warden
14. RI Coastal Resources Management Council - consideration of application by Maureen Krupa to construct and maintain a residential boating facility at 60 Everett Avenue
15. RI Coastal Resources Management Council - consideration of application by Louis Varrichione to construct and maintain a residential boating facility at 9 Slocum Street
16. Dale S. Holberton, Town Clerk, Town of South Kingstown - resolution in support of a \$15 million State Bond Referendum for Open Space Programs
17. Deidra A. Kettelle, Town Clerk, Town of East Greenwich - resolution supporting the passage of House Bill No. 7776
18. Council Clerk Cirillo to Hon. Frank J. Alfano, President, Warren Town Council - request contribution for members of RING Battery C

TOWN COUNCIL MEETING - WEDNESDAY EVENING - APRIL 16, 2008

19. Class F Intoxicating Beverage License to Red Brick Nursery School - Fundraiser/Wine Tasting, April 5, 2008
20. Town Clerk/Council Clerk Cirillo to Hon. Sen. David E. Bates, et al re Enabling Legislation - Bristol Senior Resident Property Tax Service Program
21. Resolution - Bristol Senior Resident Property Tax Service Program
22. Warrant - Ronald E. Schroeder, Conservation Commission
23. Warrant - Charles E. Millard, Jr., Planning Board
24. Town Clerk Cirillo to James W. Farley re thank you for service
25. Warrant - Karl Antonevich, Ex-Officio Member to Recreation Board
26. Council Clerk Cirillo to Walter V. Burke re thank you for service
27. Council Clerk Cirillo to Robert W. McKenna re thank you for service
28. Warrant - Michelle C. Mascena, Recreation Board
29. Ron Blanchard to Diane Williamson, Director of Community Development re 75 Wood Street Residence
30. Resolution - Re-Designation of Enterprise Zone

(CA) RR. DISTRIBUTIONS/NOTICE OF MEETINGS
(office copy only)

Approval of consent agenda="Motion to receive and place these items on file."

1. Coastal Resources Management Council - March 2008 Calendar (Amended)

TOWN COUNCIL MEETING - WEDNESDAY EVENING - APRIL 16, 2008

2. (Bristol Warren Regional School District)
Personnel/Contract Subcommittee - March 24,
2008
3. Bristol Warren Regional School Committee -
March 24, 2008
4. Bristol Warren Regional School Committee -
Schedule of Meetings and Events, Week of
March 24, 2008
5. North and East Burial Ground Commission -
March 24, 2008
6. Bristol Warren Regional School District -
Schedule of Meetings and Events, Week of
March 31, 2008
7. Bristol Warren Regional School District
School Committee/Budget/Facilities
Subcommittee - March 31, 2008
8. Town wide Sewer Improvements Capital Project
Committee - April 8, 2008
9. Bristol County Water Authority/Board of
Directors - April 9, 2008
10. Bristol County Water Authority/Public
Relations/Personnel Committee - April 2, 2008
11. Bristol County Water Authority/Engineering
Committee - April 2, 2008
12. Bristol County Water Authority/Audit Finance
Committee - April 2, 2008
13. Coastal Resources Management Council - April
2008 Calendar
14. Harbor Commission - April 7, 2008
15. Recreation Board - April 8, 2008
16. (Bristol Warren Regional School District)
Policy/Community Affairs Subcommittee - April
7, 2008

TOWN COUNCIL MEETING - WEDNESDAY EVENING - APRIL 16, 2008

17. Bristol Warren Regional School District -
Schedule of Meetings & Events, Week of April
7, 2008
 18. Bristol County Water Authority - May 2008
Meetings
 19. Bristol Warren Regional School Committee -
Workshop, April 14, 2008
 20. Bristol Warren Regional School District -
Schedule of Meetings & Events, Week of April
14, 2008
 21. (Bristol Warren Regional School District)
Bond Project Building Committee - April 14,
2008
- S. TOWN SOLICITOR
- Z. INDIVIDUAL COUNCIL MEMBERS AGENDA ITEMS
1. MARSHALL
 - a. Thank you Mike Davis - Council Chairman
Marshall extended the thanks of the Council to Mr.
Davis for filming this evening's meeting.
 - b. Senior Newsletter - Council Chairman Marshall
noted the recent senior newsletter as published by
the Benjamin Church Senior Center and further
noted some of the senior services available
through the center and its staff.
 2. CORDEIRO
 3. PARELLA
 4. BARBOZA
 - a. No Through Trucking Washington Street, etc. -
Councilman Barboza asked that the No Through
Trucking in the vicinity of Washington Street
matter, as previously agreed, might be re-
investigated for conformance.
 5. HERRESHOFF
 - a. Harbor Speed Limits - Councilman Herreshoff
raised the issue of excessive speeds in the

TOWN COUNCIL MEETING - WEDNESDAY EVENING - APRIL 16, 2008

Harbor, noting that these continue to be of concern. He agreed to participate in any negotiations regarding same.

b. South-end Fence; Independence Park - Councilman Herreshoff commended the Administration for the installation of the new fence at the southerly end of Independence Park.

c. Flag Poles; Independence Park - Councilman Herreshoff asked that the condition of the flag poles at Independence Park might be investigated. He noted that some of the halyards might be missing.

d. Rogers Free Library - Councilman Herreshoff noted the progress at the Rogers Free Library addition and further noted that the new building was "looking good."

e. Rusty Flagpole; Hope and Thames Streets - Councilman Herreshoff questioned the condition of the flagpole at Hope and Thames Streets, noting that rust stains were apparent.

ZZ. TOWN ADMINISTRATOR AGENDA ITEM(S)

a. Independence Park - Town Administrator Mederos noted a recent conversation with Robert Weygand who was instrumental in the design of Independence Park. She explained that Mr. Weygand would make recommendations for new plant material in the park.

CITIZENS PUBLIC FORUM

Mr. John D. Sylvester of 80 Mount Hope Avenue addressed the Council concerning signs at Veterans Park that appeared to indicate field closure. He noted that his complaint was filed with the Clerk earlier today and the signs were subsequently removed. He expressed thanks to Town Administrator Mederos for the removal of the signs.

It was noted that these signs were removed by the King Philip Little League and this group placed the signs initially.

TOWN COUNCIL MEETING - WEDNESDAY EVENING - APRIL 16, 2008

Mr. Sylvester expressed further concern that these signs might have been removed earlier and without his intervention.

Barboza/Cordeiro - Voted
unanimously to adjourn into
Executive Session pursuant to RIGL
42-46-5 (a)(5) to discuss possible
land acquisition.

Barboza/Cordeiro - Voted
unanimously to resume open session
and seal the minutes of the
Executive Session at 10:04 o'clock
PM.

There being no further business upon a motion by Councilman Barboza, seconded by Councilman Herreshoff and unanimously voted, the Chairman declared this meeting to be adjourned at 10:05 o'clock PM.

Louis P. Cirillo, CMC
Council Clerk